

ORIGINAL



0000162927

BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

Arizona Corporation Commission

DOCKETED

RECEIVED

2015 APR 16 A 9:21

SUSAN BITTER SMITH - Chairman

APR 16 2015

BOB STUMP

BOB BURNS

DOUG LITTLE

TOM FORESE

DOCKETED BY

RC

AZ CORP COMMISSION  
DOCKET CONTROL

IN THE MATTER OF UNS ELECTRIC, INC. FOR  
(1) APPROVAL OF A NET METERING TARIFF  
AND (2) PARTIAL WAIVER OF THE NET  
METERING RULES.

DOCKET NO. E-04204A-15-0099

**PROCEDURAL ORDER AND  
NOTIFICATION OF  
INTERVENTION**

**BY THE COMMISSION:**

On March 25, 2015, UNS Electric, Inc. ("UNSE" or "Company") filed an Application with the Arizona Corporation Commission ("Commission") for : (1) approval of a new net-metering tariff for future net metered customers that provides monthly bill credits for any excess energy produced from an eligible net metering facility at a "Renewable Credit Rate"<sup>1</sup> and (2) approval of a partial waiver of the Commission's Net Metering Rules ("A.A.C. R14-2-2301 *et seq.*). UNSE requested that the Commission set this matter for a hearing in a time frame to allow the Commission to consider the matter at an open meeting before December 31, 2015.<sup>2</sup>

On March 30, 2015, UNSE filed a Notice of Filing a revised exhibit to the Application.

On April 1, 2015, UNSE filed a Supplement to Application attaching a copy of the proposed tariff.

On April 3, 2015, UNSE filed a Notice of Waiver of any 30-day "time clock" that would apply to the Company's Application.

<sup>1</sup> The proposed "Renewable Credit Rate" is the rate equivalent to the most recent utility scale renewable energy purchased power agreement connected to the distribution system of UNSE's affiliate, Tucson Electric Power Company. The current Renewable Credit Rate would be 5.85 cents per kWh. According to UNSE, the rate would apply to future Distributed Generation ("DG") Customers that qualify for the Commission's Net Metering Rules.

<sup>2</sup> UNSE's affiliate TEP filed a similar application contemporaneously with UNSE's Application, UNSE requests that the hearing in this docket be conducted in conjunction with the TEP hearing as the issues and witnesses will be the same, however, UNSE is not seeking consolidation of the dockets and requests that the its application not be heard or formally consolidated with any other similar applications by any other utility.

1 On March 30, 2015, the Residential Utility Consumer Office ("RUCO") which was  
2 established by A.R. S. §40-461, et seq. for the purpose of representing residential utility consumers in  
3 matters before the Commission concerning public service corporations, filed an Application to  
4 Intervene.

5 On March 31, 2015, the Arizona Solar Energy Industries Association ("AriSEIA") filed an  
6 Application to Intervene. AriSEIA is a nonprofit trade association representing local and national  
7 companies whose mission is to promote policies that promote greater use of solar energy in Arizona.  
8 AriSEIA states that its board of directors passed a motion on March 25, 2015, to intervene in this  
9 matter and to authorize its Chairman, Mark Holohan to act on behalf of the association.

10 On April 2, 2015, The Alliance for Solar Choice ("TASC") filed an Application for Leave to  
11 Intervene. TASC is a solar advocacy association, and asserts that its members are important  
12 stakeholder in Arizona's rooftop solar industry.

13 No party objected to any of the intervention requests.

14 On April 14, 2015, the Commission's Utilities Division ("Staff") filed a Motion to  
15 Consolidate this matter with UNSE's expected rate case.<sup>3</sup>

16 UNSE's affiliate, Tucson Electric Company ("TEP") filed a similar application in Docket No.  
17 E-01933A-15-0100, and Staff has filed a Motion to Dismiss in that docket on the grounds the  
18 proposed tariff should be considered as part of a rate case. In addition, Trico Electric Cooperative,  
19 Inc. ("Trico") filed an application for a new net metering tariff and similar issues have been raised  
20 (Docket No. E-01461A-15-0057). While the dockets are distinct and will be evaluated on their own  
21 merits, consideration of the "rate case issue" should be coordinated.

22 A Procedural Conference will be scheduled to discuss the parties' recommendations for  
23 proceeding in the current docket. The Procedural Conference will be coordinated with Procedural  
24 Conferences for the TEP and Trico applications.

25 IT IS THEREFORE ORDERED that **intervention** is granted to **RUCO, AriSEIA and**  
26 **TASC.**

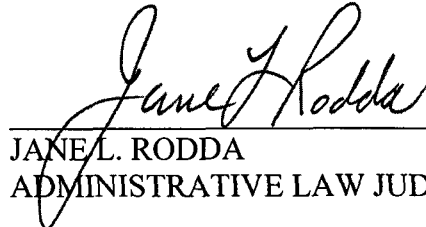
27  
28 <sup>3</sup> On March 2, 2015, UNSE filed a Notice of Intent to File a Rate Case Application indicating that it would be filing a rate  
case application on or about May 1, 2015 (Docket No. E-04204A-15-0067).

1 IT IS FURTHER ORDERED that a Procedural Conference shall commence on **April 27,**  
 2 **2015, at 10:00 a.m.,** or as soon thereafter as is practical, at the Commission's Tucson offices, **Room**  
 3 **222, 400 West Congress, Tucson, Arizona 85701.**<sup>4</sup> **The parties may appear telephonically by**  
 4 **using the following conference line: 1-888-450-5996, code 457395#.**

5 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized  
 6 Communications) shall apply to this proceeding and shall remain in effect until the Commission's  
 7 Decision in this matter is final and non-appealable.

8 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive  
 9 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

10 DATED this 26<sup>th</sup> day of April, 2015.

11  
 12   
 13 JANE L. RODDA  
 14 ADMINISTRATIVE LAW JUDGE

14 Copies of the foregoing mailed  
 15 this 26<sup>th</sup> day of April, 2015 to:

16 Michael W. Patten  
 17 Jason D. Gellman  
 18 Snell & Wilmer, LLP  
 19 One Arizona Center  
 20 400 East Van Buren Street  
 21 Phoenix, AZ 85004  
 22 Attorneys for UNSE

23 Bradley S. Carroll  
 24 UNS Electric, Inc.  
 25 88 East Broadway Blvd., MS HQE910  
 26 PO Box 711  
 27 Tucson, AZ 85702

28 Daniel W. Pozefsky  
 Chief Counsel  
 Residential Utility Consumer Office  
 1110 West Washington, Suite 220  
 Phoenix, AZ 85007

<sup>4</sup> The TEP and UNSE Procedural Conferences will be heard concurrently, although they are not being consolidated.


1 Court S. Rich  
2 Rose Law Group pc  
3 7144 E. Stetson Dr., Suite 300  
4 Scottsdale, AZ 85251  
5 Attorney for TASC

6 Mark Holoham, Chairman  
7 Arizona Solar Energy Industries Ass'n  
8 2221 W. Lone Cactus Dr., Suite 2  
9 Phoenix, AZ 85027

10 Janice Alward, Chief Counsel  
11 Legal Division  
12 ARIZONA CORPORATION COMMISSION  
13 1200 West Washington Street  
14 Phoenix, Arizona 85007

15 Steven Olea, Director  
16 Utilities Division  
17 ARIZONA CORPORATION COMMISSION  
18 1200 West Washington Street  
19 Phoenix, Arizona 85007

20 COASH & COASH, INC.  
21 Court Reporting, Video and Videoconferencing  
22 1802 North 7<sup>th</sup> Street  
23 Phoenix, AZ 85006

24 By:   
25 Tammy Velarde  
26 Assistant to Jane L. Rodda  
27  
28